



QUEENS COUNTY DISTRICT ATTORNEY

125-01 QUEENS BOULEVARD
KEW GARDENS, NEW YORK 11 415-1568

1MELINDA KATZ
DISTRICT ATTORNEY

718.286.6000
1WWW.QUEENSDA.ORG

1The following information is provided pursuant to the People's obligations under CPL §245.20(k) and is obtained from the files of the Queens County District Attorney's Office as well as from data maintained by the New York City Police Department. Additionally, in a spirit of full disclosure consistent with our obligations under CPL §§245.20(7) and 245.55, additional material obtained from non-law enforcement sources may also be included below. The fact that this additional information is hereby disclosed is not to be taken as a concession that its disclosure is compelled under CPL Article 245.

The information below pertains to **Detective Paul Kearon, Shield No. 2229** whom the People intend to call as a witness in the above captioned hearing/trial.

CIVIL:

DETECTIVE PAUL KEARON WAS LISTED AS A DEFENDANT IN THE FOLLOWING CIVIL LAWSUITS:

11. **LLOYD, STEVEN v. City of New York et.al. INDEX NO. 300560/2011**
2. **MCKENZIE, AMAR v. City of New York et.al. INDEX NO. 12 CV 08711**
3. **PERKINS, DERRICK v. SOLOMON, JOSEPH, et.al. INDEX NO. 17 CV 03683**
4. **DIAZ, GREGORY v. City of New York et.al. INDEX NO. 15CV02763**

Please note that additional information regarding lawsuits, if desired, is available from a variety of public data bases.

DISCIPLINARY MATTER(S):

1 After CCRB investigations stemming out of an unrelated case, the following recommendation was found by the assigned CCRB investigator(s) for **Detective Paul Kearon**:

Arising out of an incident that occurred on October 19, 2015. Specifically, the substantiated allegations were 1- Abuse of Authority: in that **Det Kearon** stopped an individual without reasonable suspicion. The officer's reasons behind the stop were vague, inconsistent and overbroad. 2- Abuse of Authority: in that **Det Kearon** subsequently frisked the same individual. The officer never specifically believed the individual was carrying a weapon. 3- Abuse of Authority: in that **Det Kearon** searched the same individual, also without justification. His reasoning for the search fell far short of probable cause. The investigator also cited one allegation as "Other Misconduct," in that the officer prepared false documentation. The stop and frisk report were full of inconsistencies, contradictions and misrepresentations.

Arising out of an incident that occurred on October 20th, 2015, the investigator cited one count of "Other Misconduct," in that the officer failed to complete a memo book entry.

Arising out of an incident that occurred on June 22, 2016. Specifically, the substantiated allegations were 1- Abuse of Authority: in that **Det Kearon** stopped an individual. The officer's testimony indicates he only had an objective credible reason to approach the individual for information. 2- Abuse of Authority: In that **Det Kearon** entered the backyard of a residence without legal justification. None of the exceptions to the warrant requirement could be applied here.

In addition, **Detective Paul Kearon** has one substantiated IAB charge of the following specifications:

While on duty and assigned to the 105th precinct, on July 7th, 2016, **Det Kearon** failed to terminate a pursuit when the risk to uniformed members of service and the public outweighed the danger to the community if the suspect was not immediately apprehended.

This officer was also the subject of allegations that were found to be, "unsubstantiated" following an investigation. The District Attorney is not in actual possession of any documentation supporting these allegations and are informed by representatives of the NYPD and the CCRB that they are currently unable to provide such documents for CPL §245.20 disclosure. Under our discovery obligation defined in CPL §245.20(1) (k), we disclose only allegations that are either pending or have been substantiated. There is no controlling authority that requires the disclosure of an unsubstantiated allegation, but we bring its (their) existence to your attention pursuant to the presumption of openness required under CPL §245.20(7).

Please note that additional information regarding this officer's CCRB disciplinary history may be available at <https://www1.nyc.gov/site/ccrb/policy/MOS-records.page>.

Please note that additional information regarding this officer's NYPD disciplinary history may be available at <https://nypdonline.org/link/2>.

The People reserve the right to move in *limine* to preclude or limit reference to this information in any further proceedings in this prosecution.